



U.S. Department of Justice

United States Attorney  
Southern District of New York

66 Chambers Street, 2nd Floor  
New York, New York 10007

August 28, 2008

**BY FACSIMILE (212) 805-6382**

The Honorable Victor Marrero  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 660  
New York, NY 10007

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ELECTRONIC

DOC #:  
DATE

8-28-08

Re: Natural Res. Defense Council, Inc. v. EPA,  
08 Civ. 6234 (VM)

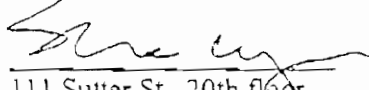
Dear Judge Marrero:

We write respectfully on behalf of both parties to the above-referenced litigation to request a further three-week extension of time, from the current deadline of Tuesday, September 2, 2008 to Tuesday, September 23, 2008, for Defendant Environmental Protection Agency to answer or otherwise respond to the complaint in this Freedom of Information Act action. We request this extension of time jointly in order to permit the parties to explore whether the matter can be resolved consensually. The Court has previously granted Defendant's request for a three-week extension of this deadline.

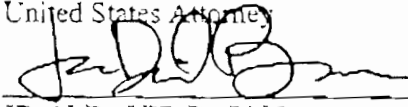
We thank the Court for its consideration of this matter

Respectfully,

SELENA K. KYLE, ESQ.  
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Request GRANTED. The time for defendant(s) to answer or otherwise move with respect to the complaint in this action is extended to 9-23-08

SO ORDERED.

8-28-08  
DATE

  
VICTOR MARRERO, U.S.D.J.